

Receipt date: 05/08/2006

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Cherng et al.

Serial No.: 10/533,619

Group No.:

Filed: 04/29/2005

Examiner: Not Yet Assigned

For: METHOD AND APPARATUS FOR MANIPULATING AND WEIGHING
SOLIDS

Attorney Docket Number: TPI5024USPCT1

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
WITHIN THREE MONTHS OF FILING APPLICATION OR BEFORE MAILING OF A
FIRST OFFICE ACTION ON THE MERITS (37 CFR 1.97(b))**

Dear Sir:

Applicant submits herewith patents, publications or other information of which, in good-faith judgment of the Applicant, may be relevant to the subject matter claimed in the above-identified application and in respect of which, there may be a duty to disclose. Applicant submits these documents in compliance with the duty of disclosure as defined in 37 CFR §1.56, §1.97, and §1.98. The Examiner is requested to make these citations of official record in the present application.

This Information Disclosure Statement is not to be construed as a representation that a search has been made, that additional information material to the examination of this application does not exist, or that these references indeed constitute prior art.

The Information Disclosure Statement transmitted herewith is being filed *after* three months of the filing date of this national application but *before* the mailing date of the first

CERTIFICATE OF MAILING BY EXPRESS MAIL

I hereby certify that under 37 CFR §1.10 that this correspondence is being deposited on May 8, 2006 with the United States Postal Service as Express Mail Post Office to Addressee with sufficient postage in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Kristin Miele
Kristin Miele

Office action on the merits. Accordingly, it is believed that no fees are due in connection with the filing of this Information Disclosure Statement. However, if it is determined that any fees are due, the Commissioner is hereby authorized to charge such fees to Deposit Account No. 502626.

A copy of a PCT International Search Report from the counterpart application is enclosed. Cumulative patents or publications identified in the attached PCT Search Report are not enclosed. Only copies of any foreign patent documents and non-patent literature listed in Form PTO-1449 are enclosed. Should the Examiner require a copy of a patent reference listed, the Examiner is invited to contact the undersigned.

The Applicant respectfully requests that:

- a. The Examiner consider the cited information in reaching a determination concerning the patentability of the pending claims; and
- b. The enclosed Form PTO-1449 be signed by the Examiner to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application.

Respectfully submitted,

May 8, 2006
Transform Pharmaceuticals, Inc.
29 Hartwell Avenue
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By: 

Paul Burgess, Patent Attorney
Reg. No. 53,852

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Substitute for form 1449/PTO

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Sheet	1	of	2
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Complete if Known

Application Number	10/533,619
Filing Date	04/29/2005
First Named Inventor	Jean-Pei Cherng
Art Unit	
Examiner Name	
Attorney Docket Number	TP15024USCIP1

U. S. PATENT DOCUMENTS

[illegible]

FOREIGN PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No.†	Foreign Patent Document Country Code* Number* Kind Code* (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	†
/S.S./		WO 01/051919	07-19-2001	Levinson et al.		
/S.S./		WO 03/100390	12-04-2003	Carlson et al.		

Examiner Signature	/Sally Sakelar/s	Date Considered	04/27/2009
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This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Sheet 2 of 2

Complete if Known

Application Number	10/533,619
Filing Date	04/29/2005
First Named Inventor	Jean-Pei Cherng
Art Unit	
Examiner Name	
Attorney Docket Number	TPI5024USPCT1

NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
/S.S./		Allsopp et al., "Impedance Technique for Measuring Dielectrophoretic Collection of Microbiological Particles," J. Phys. D: Appl. Phys. 32:1066-1074 (1999)	
/S.S./		Brown et al., "Evaluation of a Dielectrophoretic Bacterial Counting Technique," Biosensors & Bioelectronics, 14:341-351 (1999) http://www.cell-analysis.com	
/S.S./		Green et al., "Dielectrophoretic Separation of Nano-particles," J. Phys. D: Appl. Phys. 30:L41-44 (1997)	
/S.S./		Suehiro et al., "Qualitative Estimation of Biological Cell Concentration Suspended in Aqueous Medium by Using Dielectrophoretic...", J. Phys. D: Appl. Phys. 32:2814-2820(1999)	
/S.S./		Tupper et al., "Electrostatic Dispensing of Dry Dielectric Materials," Proceedings of the Materials Research Society Symposium (2002)	

Examiner Signature	/Sally Sakelariz/	Date Considered	04/27/2009
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached.

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